

**ENTERED**

September 17, 2024

Nathan Ochsner, Clerk

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**JASON BAILEY, M.D., P.A., *et al.*,**

**Plaintiffs,**

**VS.**

**UNITEDHEALTHCARE INSURANCE  
COMPANY,**

**Defendant.**

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**CIVIL ACTION NO. 4:22-CV-04078**

**ORDER ADOPTING REPORT AND RECOMMENDATION**

Pending before the Court are cross motions for summary judgment. ECF Nos. 21, 22. The Motions had been referred to Magistrate Judge Dena Hanovice Palermo for a report and recommendation. On July 31, 2024, Judge Palermo issued the Report and Recommendation on the Motions, recommending that Plaintiffs' Motion, ECF No. 22, should be denied, and Defendant's Motion, ECF No. 21, should be granted. The time for filing objections has passed, and no objections were filed.

Pursuant to Federal Rule of Civil Procedure 72(b), the Court has reviewed the Report and Recommendation for clear error. Finding no clear error, the Court adopts the Report and Recommendation in its entirety. Accordingly, Defendant's Motion is hereby **GRANTED**.

**IT IS SO ORDERED.**

Signed at Houston, Texas on September 16, 2024.



Keith P. Ellison  
United States District Judge